IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 12184 of 2005

Between:

A. Keshavulu, S/o Komaraiah,
O/o NISA, CISF, Hyderabad.

..... PETITIONER

AND

1 The Commandant, Central Industrial Secuirity Force (CISF),
NISA,Hakimpet, Hyderabad.
2 The Deputy Inspector General, Central Industrial Secuirity Force
(CISF), NISA,Hakimpet, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ order or direction more particularly one in the nature of writ of "Mandamus" declaring the action of the respondents in seeking to evict the petitioner from the family accommodation No. II/62,NISA campus, Hakimpet, Hyderabad as illegal, arbitrary, and against the principles of natural justice and consequently direct the respondents to permit the petitioner to stay in the family accommodation No. II/62, NISA campus, Hakimpet, Hyderabad in the interest of justice and pass such other order or orders as this Hon'ble High Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.D.RAMAKRISHNA

Counsel for the Respondents: MR.A.RAJASHEKAR REDDY (ASST.SOLICITOR GEN.)

The Court, at the stage of admission, made the following :

ORAL ORDER

The petitioner, a constable-cum-driver in the employment with the C.I.S.F, was removed from service with effect from 22-04-2005 by an order dated 21-04-2005 of the 2nd respondent. He was asked to vacate the family accommodation provided while in service, on which he made a representation to the respondents for continuance in the family accommodation. He was granted time up to 31-05-2005 to continue in the quarters. Now he is sought to be evicted. According to the petitioner he has preferred an appeal against the primary order of removal from service before the departmental appellate authority.

As the petitioner is at present removed from service, he is not in law entitled to continue in the family accommodation, which is provided to serving officers.

The petitioner has no legal basis for grant of any relief from this Court. It is however open to the petitioner to make a representation to the employer which may be considered within the spectrum of its administrative jurisdiction. No relief could be granted in this writ petition.

Accordingly, the writ petition is dismissed. No order as to costs.

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GODA RAGHURAM,J

10TH JUNE 2005

*TSNR

To

1 The Commandant, Central Industrial Secuirity Force (CISF), NISA,Hakimpet, Hyderabad.
2 The Deputy Inspector General, Central Industrial Secuirity Force (CISF), NISA,Hakimpet, Hyderabad.

3 Two C.D.copies.